

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3479 of 2017

Arising Out of PS.Case No. -102 Year- 2016 Thana -PATORI District- SAMASTIPUR

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1. Shivchandra Singh, Son of Sri Bashudeo Singh, resident of Village-
Bahadurpur, P.S.- Patori, District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Anand

For the Opposite Party/s : Mr. Mr. Manoj Kumar

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

3 23-03-2017 Heard learned counsel for the petitioner as well as learned
A.P.P. for the State.

The petitioner seeks bail in connection with Patori P.S.
Case No. 102/2016, registered for the offences punishable under
Sections 341, 323, 302 and 34 of the Indian Penal Code.

Allegedly, Basudeo Singh and the petitioner were abusing
the husband of the informant and in the meantime co-accused
Harischandra Singh, Balindra Singh, Lakhindra Kumar after
surrounding the husband of the informant started assaulting him with
lathi, rod and big hammer, resulting, he died. Later on, it is alleged
that the petitioner was having big hammer and he and others
assaulted the husband of the informant till his death.

Submission is of false implication and that due to family
dispute the petitioner has falsely been implicated in the present case.



In earlier paragraph, there is allegation against other co-accused, namely, Harischandra Singh, Balindra Singh and Lakhindra Kumar. In this case similarly situated co-accused Basudeo Singh has been allowed bail vide Cr. Misc. No. 52478/2016 by another co-ordinate Bench of this Court and as such, the petitioner also deserves sympathetic consideration.

Learned A.P.P. fairly submits that Basudeo Singh has already been allowed bail.

In the facts and circumstances stated above, the petitioner, above named, is directed to be released on bail on execution of bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Samastipur in connection with Patori P.S. Case No. 102/2016, subject to the conditions that one of the bailors must be near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J.)

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